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SENATE BILL 2166
By Cohen

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 10, Part 4 to enact the "Most Aggravated Drunk Drivers Act of 1998".

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act shall be known and may be cited as the "Most Aggravated Drunk Drivers Act of 1998".

SECTION 2. Tennessee Code Annotated, Section 55-10-406, is amended by adding the following to the end of subsection (a)(3):

If the court finds that the driver of a motor vehicle involved in an accident in which one (1) or more persons suffer serious bodily injury violated this subsection by refusing to submit to such a test, the court shall suspend the license of such driver for a period of two (2) years. If the court finds that the driver of a motor vehicle involved in an accident in which one (1) or more persons are killed violated this subsection by refusing to submit to such a test, the court shall suspend the license of such driver for a period of five (5) years.

SECTION 3. Tennessee Code Annotated, Section 55-10-403, is amended by inserting the following between the first and second sentences of subsection (a)(1):

In addition to the other penalties set out for a first offense violation, if at the time of such offense the alcohol concentration in such person's blood or breath is between fifteen-hundredths of one percent (.15%) and twenty-hundredths of one percent (.20%),

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inclusive, the minimum period of confinement for such person shall be seven (7) days rather than forty-eight (48) hours. In addition to the other penalties set out for a first offense violation, if at the time of such offense the alcohol concentration in such person's blood or breath is more than twenty-hundredths of one percent (.20%), the minimum period of confinement for such person shall be fourteen (14) days rather than forty-eight (48) hours.

SECTION 4. This act shall take effect July 1, 1998, the public welfare requiring it.